

United States District Court
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

OWEN HARTY,
Plaintiff,

V.

COMMERCIAL NET LEASE REALTY
LP, LTD., a *Delaware Limited Partnership*,
also known as National Retail Properties
LP of North Carolina *doing business as*
Denny's Restaurant, Raleigh, NC,
Defendant.

JUDGMENT IN A CIVIL CASE
CASE NO. 5:09-CV-495-D

Decision by the Court:

IT IS ORDERED AND ADJUDGED that the Motion for Extension of Time to file the Amended Complaint is **DENIED** and the Amended Complaint [D.E. 18] is **STRICKEN**. Defendant's Motion to Dismiss [D.E. 16] is **GRANTED**. Plaintiff's action is **DISMISSED WITHOUT PREJUDICE**.

TO: **THE ABOVE JUDGMENT WAS ENTERED TODAY, MARCH 1, 2011 WITH A COPY**

Jacqueline Yvonne London (via CM/ECF Notice of Electronic Filing)
Joseph E. Propst, Jr. (via CM/ECF Notice of Electronic Filing)

March 1, 2011
Date

DENNIS P. IAVARONE, Clerk
Eastern District of North Carolina
/s/ Debby Sawyer
(By) Deputy Clerk

Raleigh, North Carolina